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j1129 U.S. PTO

PATENT
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11/15/01
j1046 U.S. PTO
09/987706

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
BOX PATENT APPLICATION
Washington, D.C. 20231

TRANSMITTAL FOR A NEW PATENT APPLICATION
UNDER 37 C.F.R. §1.53(b)

This is a request for filing a patent application under 37 C.F.R. §1.53(b) of:

Inventors: **Dean Weldon BOYD, Prashandt Narayan BALEPUR,
Henry Frederick SCHWARZ, Phillip David Reginald APPS,
Ravishankar Venkata NANDIWADA, Brian Lawrence MONTEIRO,
and Thomas Edward GUARDINO**

For: **PROMOTION PRICING SYSTEM AND METHOD**

1. This is a new Utility Design Plant patent application.
2. The papers enclosed to obtain a filing date are as follows:
61 Pages of Application including:
41 Pages of Disclosure
4 Pages of Claims (3 Independent – 25 Total)
1 Page of Abstract; and
15 Sheets of drawings containing 15 Figures
 The enclosed drawing(s) are photograph(s), and there is also attached a PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S).
3. Declaration for Patent Application **OR** Combined Declaration and Power of Attorney
 Enclosed and is newly executed by all inventors.
 Enclosed in this continuation/divisional application and is a copy from a prior application (37 CFR § 1.63(d)).
 Not Enclosed.
This application is being filed under the provisions of 37 C.F.R. §1.53(f).
Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.

4. Language

English
 Non-English

This application is being filed in accordance with 37 C.F.R. §1.52(d) and §608.01 of the MPEP. Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the verified English translation and the processing fee.

5. Assignment

An assignment of the invention to Manugistics Atlanta, Inc. , located at 2115 East Jefferson Street, Rockville, Maryland 20852 and incorporated in the State of Delaware. and a PTO Form-1595, Recordation Form Cover Sheet, is being filed herewith under separate cover.

An assignment to Manugistics Atlanta, Inc. , located at 2115 East Jefferson Street, Rockville, Maryland 20852 and incorporated in the State of Delaware. An assignment document will be filed for recordation at a later date. Please recognize Manugistics Atlanta, Inc. as the assignee for purposes of publication.

6. Priority - foreign applications under 35 U.S.C. §119(a)-(d) or §365(b) or PCT international applications under 35 U.S.C. §365(a) designating at least one country other than the U.S.

Priority of the following foreign application(s) is claimed:

Country	Application No.	Filed

Certified copy: is attached. will follow.

7. Priority based on provisional application(s) - 35 U.S.C. §119(e)

Benefit of the following U.S. provisional application(s) is claimed:

Provisional Application No.	Filed
60/249,057	November 15, 2000

8. Preliminary Amendment

Amend the specification by inserting before the first line the sentence:
"This application is a continuation, division of co-pending application number , filed , which is hereby incorporated by reference"

9. Small entity status

Small entity status under 37 C.F.R. §1.27 is claimed for this application.

10. Fee Calculation (37 C.F.R. § 1.16)

CLAIMS FOR FEE CALCULATION				
	Number Filed	Number Extra	at Rate of	Basic Fee
Total Claims (37 C.F.R. §1.16(c))	- 20 =		\$ 18.00 each=	+\$ 0.00
Independent Claims (37 C.F.R. §1.16(b))	- 3 =		\$ 84.00 each=	+\$ 0.00
Multiple dependent claim(s), if any (37 C.F.R. §1.16(d))			\$ 280.00	+
				SUB-TOTAL = +\$.00
				Reduction by 1/2 for filing by a small entity -\$
				TOTAL FILING FEE = \$.00

11. Fee Payment

Not Enclosed. **NO FEE IS BEING PAID BY CHECK OR DEPOSIT ACCOUNT AT THIS TIME.**

This application is being filed under the provisions of 37 C.F.R. §1.53(f).
Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.

Enclosed.

A check in the amount of \$ _____ for the filing fees and a check for the Assignment fee of \$ _____ are enclosed.

12. **Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

13. Additional papers enclosed:

- Nonpublication Request pursuant to 37 CFR § 1.213
- Combined Power of Attorney by Assignee and Certificate under 37 CFR § 3.73(b)
- Change of Correspondence Address
- Preliminary Amendment
- Information Disclosure Statement
- Form PTO- 1449, _____ documents as listed
- Declaration of Biological Deposit
- Submission of "Sequence Listing," computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

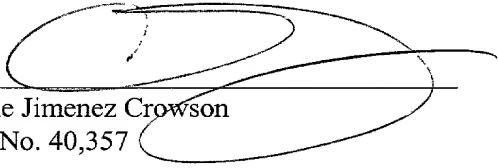
Please accord this application an application number and filing date.

Respectfully submitted,

HOGAN & HARTSON LLP

Dated: November 15, 2001

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